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Edn & P.H. (48) Deptt.

Ms. Series.

G.O. No. 958 Edn.

Dated 23.4.48.

[Despatch Abstract]

Land Acquisition. (South Kanara) Mangalore Taluk
Someshwar Village. S. No. 76/1 - for School purposes.
Declaration under section 6 of the Act - Published.

REVENUE DEPARTMENT. 89
SUBJECT.

Land Acquisition- (South Kanara) Mangalore taluk-Someshwar village- S.No.76/1- for school purposes - Draft declaration - Submitted.

L.Dis. I.4366/47

Station Madras dated 16-3-48

From

C.A. Ramakrishnan, Esq., I.C.S.,
Joint secretary, Board of Revenue.

...

V.N. Kuduva, Esq., C.I.E., I.C.S.,
Commissioner of land Revenue, Excise and Prohibition.

....

Read the following:-

From the collector of South Kanara R dis 2121/47 dated 28-8-47

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2. -do- R Dis 12416/47 dated 10-11-47.

..

Ref: From the Board of Revenue I 4366/47-1 dated 15-9-47

..

22803 SWS

The particulars called for in the above are furnished below:-

(1) There is no need to retain the clause relating to taking possession of the land urgently. Necessary corrections have been made in the draft declaration which is resubmitted herewith.

(2) The acquisition in this case is not for opening a new school but for an existing school which has been duly recognised by the Government.

(3) A copy of the report of the Land Acquisition officer is enclosed I agree with his remarks that the objections raised are quite untenable. A topo sketch giving details of the site under acquisition and the objection petition are herewith resubmitted.

Sd. for collector.

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Copy of letter No. Ref No. D.5100/47 dated 7-11-47 from the Revenue divisional officer Mangalore to the collector of South Kanara

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Land Acqusition- Mangalore taluk - No.94 Someswar village S.No.76/1 for school purposes - Draft declaration under section 6 of the L . A. Act- Further particulars - Submitted.

Your Ref C.No.B1-12416/47 B1 22-9-'47.

xx xx xx

3. Para 2 of the objection. There is a mudwall separating the school building and the plot proposed for acquisition. The wall was put up by the school authorities, and it is a mud wall besides. There is nothing preventing the school authorities to open a gap or dismantle the wall altoghether is case of necessity.

4. para 3- The plot proposed for a acquisition is situated between a public road and the school. The plot adjoins the school site and outsiders will have no access to it except through the public road The erection of shops on this plot, though suitable for such a purpose will always be a sourse of nisance to the school so close to it. This fact was already reported in my R.Dis 860/47 dated 22-8-47, The plot can be conveniently made use of for any purpose of the school. The plot was left vacant by the owners all along and is still vacant.

Para 4- The vacant space already exists for any definite purpose of the school such as all sufficient existing building, hostel and playground. I inspected the spot and am definite about the opinion that the acquisition plot is necessary for a school which is a public purpose.

Para 5 The petitioner's house is one furlong away from S.No. 76/1 and the plot is not at all necessary either for her or her tenants. The plot stands registered as dry and not all useful for cultivation. It contains only two nux vomica trees, 3 junglewood trees and a cashew trees and the treegrowth is of spontaneous nature. It is not at all useful for adding her cultivation. The objection is quite untenable.

xx xx xx

(True copy)

3.From the Collector of South Kanara R Dis 18113/47 dated 10-2-47

...

From the Board of revenue Ref 9. 4366/47-2 dated 1-12-47

..

The particulars called for are furnished below:-

1. The total extent of land at the disposal of the school authorities at present is reported to be 6.06 acres. Of this an extent of 11 cents is built upon and contains a school buildings and an extent of 47 cents is reserved for extension of the present school building. An extent of 3.08 acres is wet land and is intended for the training of students mainly in agriculture. This extent cannot therefore be used as a playground. An extent of 99 cents contains gardens and is also unfit for a play ground. Only 1.41 acres is available for a play ground.

2. The purpose for acquisition of 48 cents is for extending the existing playground and for having direct access to the public road in S. No. 76/2 from the school premises

As the school is a growing institution the extent already owned is quite insufficient for the purpose of a play ground.

3. The estimated cost of the qcquisition is Rs.460/-

4. The school authorities have agreed to pay the cost of acquisition.

5. In their order G.O.No. Ms.1461 Edn dated 8.7-47 Government have sanctioned a contribution of one anna from provincial funds towards the cost of axquisition. (t)

Part II. A topographical sketch showing the particulars called for by the board is enclosed. (U)

The statement of the co rrespondent, Ganapathy High school Mangalore and Secretary Saraswath Education society(Regtd) Mangalore who is the applicant in this land acquisition case, the records of enquiry held by the Tahsildar, Mangalore and this office R Dis No:2121/47 dated 28-8-47 are enclosed, for reference and return.

Sd..... for collector.

(True copy)

L. Dis

Submitted to the Government.

2. The Board recommends that the objections to the acquisition may be over ruled and that the draft declaration under section 6 of the land Acquisition Act submitted by the collector may be approved and ordered to be published in the Fort St. George Gezette.

for Joint secretary.

To the Secretary to Government,(R & P.H Department) with enclosures to go in original and Collector's file and a sketch.

R.K./20-3

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NOTIFICATION.

Under section 6 of the Land Acquisition Act, His Excellency the Governor of Madras hereby declares that the land specified below and measuring acre 0.48 be the same a little more or less, is needed for a public purpose, to wit, for school premises of the Anandashram Secondary school at Ullal and under sections 3 and 7 of the same Act, the Revenue Divisional Officer, Mangalore is appointed to perform the functions of a Collector under the Act and directed to take order for the acquisition of the said land. A plan of the land is kept in the office of the Revenue Divisional Officer, Mangalore and may be inspected at any time during office hours.

SCHEDULE.

District	Taluk	Village.	Description of land, wet or dry, inam or poramboke with survey or paimash number	Name of Owner or occupier	Boundaries of the land required to be taken up				Extent to be taken up.
					North	East	South	West	
1.	2.	3.	4.	5.	6.	7.	8.	9.	10.
South Kanara	Mangalore.	No.94. Someshwar.	Dry--Ryotwari S.No.76/1.	Srimathi Ummakke Registered holder Srimathi Sankamma owner and occupier.	S.No. 188 1A. 1B	S.No. 188 1B and 76 2	S.No. 76 2 and 79 1A	S.No. 79 1.A and 191 3A	48 cents.

K.S.Krishnaswamy
Superintendent

E & P.H. (B,)

C.No. 2280/3

52 SRV 23.4.

Land Acquisition - (South Kanara) Mangalore Taluk - Someshwar Village - S. No. 76/1 - for School purposes - Declaration under Section 6 of the Act - Published.

Read G.O. No. Ms. 1461 Edn. dated 8-7-47.

From the Bd. of Revenue No. L. Dis. I. 4366/47 d/16-3-48.

G.O. (MS.) 958 Edn d/ 2 Jy 48

The Government accept the recommendation of the Board of Revenue that the objections to the acquisition of S.No 76-1 of Someshwar village, Mangalore Taluk, S. Kanara ~~should be over-ruled~~ for school purposes may be overruled.

2) The draft declaration under section 6 of the Land Acquisition Act, submitted by the collector of South Kanara with his letter no. R. Dis 12416/47 dated 10-11-47 is approved and forwarded to the S.G.P for Publication in English in the F.S.G. Gazette.

[P.T.O

The S. G. P. (with copy of D. D.)
The Bd. of Revenue.
The D. P. G.

Note The Draft Order may be sent to Revenue Deptt. for acceptance

E & P. H. D.O. No. 22803 B. /48-1
9/4/48

Rev. Deptt.

To A.S

The draft order overleaf may be accepted & the file may be returned to E&P.H.

Rev U&W 2244/G

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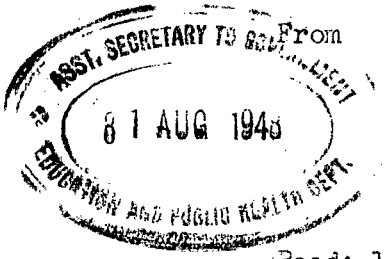
REVENUE DEPARTMENT.

Subject:

LAND ACQUISITION -(South Kanara) - Mangalore Taluk - Someshwar village - S.No.76/1 - for School purposes - Draft Declaration published - Enclosures.

L.DIS.I.4474/48 Station: M a d r a s. Dated 23rd August 1948.



From

P.M.Jayarajan Esq, Bar-at-Law, I.C.S.,
Secretary, Board of Revenue.

V.N.Kudva Esq, CIE, ICS,
Commissioner of Land Revenue, Excise and Prohibition.

Read: 1.Board's L.Dis.I.4366/47-3 dt.16-3-48.
2.G.O.Ms.No.958,Edn dt.23-4-48.
3.Collector of South Kanara Ref.C.6934/48-B dt.31-7-48.

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L.DIS:

The Board requests the Government that the enclosures submitted with its letter cited above, may kindly be returned to the Collector direct.

for Secretary.

To

The Secretary to Government, Education and Public Health Department.
Copy to the Collector of South Kanara.

P.T.O.

PLG/24/8.

Copy of Collector's Ref.C.No.6934/43 B1 dt.31-7-43 from the Collector of South Kanara.

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Land Acquisition - South Kanara - Mangalore Taluk - Someshwar village S.No. 6/1 For School purposes - certain records called for.

Ref: From the Bd.of Rev.L.Dis.I.2360/48 dt.8-5-43.
This office letter Ref.C.No.6934/43 B1 dt.1-6-48.
" " " dt.17-6-48.

.....

I request that the connected records may kn kindly be sent to me urgently as requested in this office office letters cited above.

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86266

/True copy/

for Secretary.

PLG/24/3.

The Ag. quoted at 'B' overleaf has been issued in B1 agnst. CNo. 28803/B1/48. It has not been read in the CRB. This may be transferred to B1

C No 86266 Bn/48

E & P. H. (B.).

Land Acquisition -- South Kanara - Mangalore Taluk - Someshwar village S. No. 76/1 For School purposes - Records -- Returned

From the Collector of South Kanara Ref. C. 6934/48 - B.d/ 31-7-48

The Bd. of Rev. L. Dis I 4474/48 d/ 23-8-48.

Endt No 86266 - Bn/ HR - 1 Gen d 4/12/48

The enclosures sent with the Bd's Reference L. Dis. I. 4366/47-3 dt. 16-3-48 are returned herewith.

To

The Collr. of South Kanara

(with enclosures recd) (B)

copy to the Bd of Revenue.

Note The draft above is for approval. After

[P. T.

ID

the papers may be filed with G.O. Ms No 958 Edn dt 23-4-48.

29/11/48

30/11/48

31/12/48